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PATENT

Attorney Docket No. 1222.0034-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:

HAND CARRY

David A. Russo et al.

Serial No.: 08/544,212

Group Art Unit: 1755

Filed: October 17, 1995

Examiner: D. Brunsmann

For: COATING COMPOSITION  
FOR GLASS

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Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

RESPONSE PURSUANT TO 37 C.F.R. § 1.111

In the October 26, 2000 communication, the Examiner allowed claims 1-27 and rejected claims 28, 29, 31-60, 65 and 66. Applicants respond to the October 26, 2000 communication from the Examiner as follows.

REMARKS

The Rejection and Traverse

The Examiner has withdrawn the June 5, 2000 Final Rejection and further indicates that original patent claims 1-27 of this reissue application remain in allowable condition. The Examiner rejects claims 28, 29, 31-60, 65 and 66 under 35 U.S.C. §251 under the recapture doctrine in In re Clement, 131 F.3d 1464, 45 U.S.P.Q. 2d 1161, 1164 (Fed. Cir. 1997) and MPEP § 1412.02, noting MPEP § 1412.02, Example A appears particularly relevant to the issues raised in the Office Action. Applicants traverse the rejection and request further consideration and reexamination.

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